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IN THE UNITED STATES PATENT AND TRADEMARK OFFICE

In re Application of)

DAVID H. COLE)

Application No.: Unassigned)

Filed: Herewith)

For: METHODS AND DEVICES)
USING MAGNETIC FORCE TO)
FORM AN ANASTOMOSIS)
BETWEEN HOLLOW BODIES)

Examiner: Unassigned

Art Unit: Unassigned

**INFORMATION
DISCLOSURE STATEMENT**

11002 U.S. PTO
10/090199
03/04/02

Assistant Commissioner for Patents
Washington, D.C. 20231

Sir:

Pursuant to their duty under 37 C.F.R. 1.56 and 1.97, applicants wish to make the publications cited on the accompanying form PTO-1449 of record herein. All citations were made of record in the parent application, Application No. 09/562,599, filed April 29, 2000. Accordingly, copies of these publications are not attached with this Statement pursuant to 37 C.F.R. §1.98(d).

It is respectfully requested that the cited information be expressly considered during the prosecution of this application, and the publications be made of record therein and appear among the "references cited" on any patent to issue therefrom.

Applicants submit herewith patents, publications or other information, of which they are aware that they believe may be material to the examination of this application, and in respect of which, there may be a duty to disclose.

The filing of this information disclosure statement shall not be construed as a representation that a search has been made (37 CFR 1.97(g)), an admission that the

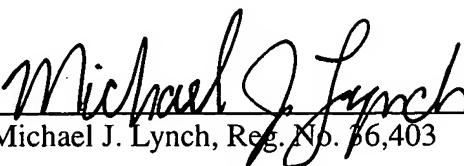
information cited is, or is considered to be, material to patentability, or that no other material information exists.

The filing of this information disclosure statement shall not be construed as an admission against interest in any manner. Notice of January 9, 1992, 1135 O.G. 13-25, at 25.

This Information Disclosure Statement is being filed within three months of the filing date of the above-referenced application. Please charge any additional fees or credit overpayment to Deposit Account No. 50-1983.

Respectfully submitted,

Date March 4, 2002


Michael J. Lynch, Reg. No. 66,403

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LIST OF PATENTS AND PUBLICATIONS FOR APPLICANT'S INFORMATION DISCLOSURE STATEMENT

Applicant: DAVID H. COLE
 For: METHODS AND DEVICES USING MAGNETIC FORCE TO FORM AN
 ANASTOMOSIS BETWEEN HOLLOW BODIES
 Application No.: Unassigned
 Filing date: Herewith

11002 U.S. PTO
 10/090199
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U.S. Patent Documents			* Reference Designation			
EXAMINER INITIAL	*	DOCUMENT NO.	DATE	NAME	CLASS	SUB- CLASS
	A1	3,986,493	10/1976	Hendren, III		
	A2	4,154,226	05/1979	Hennig et al.		
	A3	4,210,132	07/1980	Perlin		
	A4	4,258,705	03/1981	Sorensen et al.		
	A5	4,397,311	08/1983	Kanshin et al.		
	A6	4,679,546	07/1987	van Waalwijk van Doorn et al.		
	A7	4,809,713	03/1989	Grayzel		
	A8	4,899,120	12/1989	Gordon		
	A9	4,899,744	02/1990	Fujitsuka et al.		
	A10	4,904,256	02/1990	Yamaguchi		
	A11	5,330,486	07/1994	Wilk		
	A12	5,411,508	08/1995	Bessler et al.		
	A13	5,441,507	08/1995	Wilk		
	A14	5,507,629	04/1996	Jarvik		
	A15	5,595,562	01/1997	Grier		
	A16	5,611,689	03/1997	Stemmann		
	A17	5,690,656	11/1997	Cope et al.		
	A18	5,702,412	12/1997	Popov et al.		
	A19	5,830,224	11/1998	Cohn et al.		
	A20	5,895,404	04/1999	Ruiz		
	A21	5,904,147	05/1999	Conlan et al.		
	A22	5,906,579	05/1999	Vander Salm et al.		
	A23	5,997,467	12/1999	Connolly		
	A24	6,068,637	05/2000	Popov et al.		
	A25	6,099,542	08/2000	Cohn et al.		
	A26	6,173,715	01/2001	Sinanan et al.		
	A27	6,190,353	02/2001	Makower et al.		

Foreign Patent Documents						
EXAMINER INITIAL	*	DOCUMENT NO.	DATE	COUNTRY	ENGLISH ABSTRACT	ENGLISH TRANSLATION
	B1	SU 736966	05/1980	Soviet Union		YES
	B2	SU 1025420	06/1983	Soviet Union		YES
	B3	SU 1179978	09/1985	Soviet Union	YES	
	B4	SU 1438738	11/1988	Soviet Union	YES	

Foreign Patent Documents						
EXAMINER INITIAL	*	DOCUMENT NO.	DATE	COUNTRY	ENGLISH ABSTRACT	ENGLISH TRANSLATION
	B5	RU 2018266	03/1989	Soviet Union		Yes
	B6	SU 1537228	01/1990	Soviet Union	YES	
	B7	SU 1595534	09/1990	Soviet Union	YES	
	B8	SU 1629040	02/1991	Soviet Union	YES	
	B9	SU 1635966	03/1991	Soviet Union	YES	
	B10	SU 1277452	06/1991	Soviet Union		YES
	B11	SU 1708313	01/1992	Soviet Union	YES	
	B12	SU 1725851	04/1992	Soviet Union	YES	
	B13	SU 1361753	04/1992	Soviet Union		YES
	B14	SU 1766383	10/1992	Soviet Union	YES	
	B15	SU 1769863	10/1992	Soviet Union	YES	
	B16	DE 29513195	12/1996	Germany	YES	
	B17	WO 97/13463	04/1997	PCT		
	B18	DE 29713335	07/1997	Germany		
	B19	WO 97/27897	08/1997	PCT		
	B20	RU 2123300	12/1998	Russia	YES	

Other Art (Including Author, Title, Date, Pages, etc.)		
EXAMINER INITIAL	*	TITLE
	C1	Esformes, et al., "Biological Effects of Magnetic Fields Generated with CoSm Magnets," pp. 81-87.
	C2	Fuestel, et al., "Kontinente Kolostomie durch Magnetverschluß," <u>Dtsch. Med. Wschr.</u> 100 (1975), pp. 1063-1064 (includes English Abstract).
	C3	Obora, et al., "Nonsuture Microvascular Anastomosis Using Magnet Rings: Preliminary Report," <u>Surg. Neurol.</u> , Vol. 9, February 1978, pp. 117-120.
	C4	Kanshin, et al., "Sutureless anastomoses in gastrointestinal surgery with and without steady magnetic field," <u>Arkh Patol</u> , 1978; 40(8):56-61 (with English Abstract).
	C5	Pirusyan, et al., "Some Regularities of Tissue Squeezing and Regeneration Under Formation of "Unstitch" Anastomoses of the Alimentary Canal's Hollow Organs," 1979, pp. 13-17 (includes English abstract).
	C6	Obora, et al., "Nonsuture Microvascular Anastomosis using Magnet Rings," January 16, 1980, pp. 497-505. (English translation is provided.)
	C7	Yanase, "An Experimental Study on Traumatic Changes in Microvessels Produced by Pressure Clamping," <u>Aust N.Z. J. Surg.</u> Vol. 50-No. 4, August, 1980, pp. 423-428.
	C8	Jansen, et al., "Clinical Applications of Magnetic Rings in Colorectal Anastomosis," <u>Surgery, Gynecology & Obstetrics</u> , Volume 153, October 1981, pp. 537-545.
	C9	Myshkin, et al., "Use of Permanent Magnets in Sutureless Anastomoses," 1987, pp. 47-52. (English translation is provided.)
	C10	Kanshin, et al., "A Goal-Oriented Local Approach to the Prevention of Postoperative Purulent Complications," 1991, pp. 24-27. (English abstract is provided.)

Other Art (Including Author, Title, Date, Pages, etc.)		
	C11	Stepanov, et al., "The treatment of intestinal fistulae in children by applying a bypass anastomosis using magnetic devices," <u>Khirurgia (Mosk)</u> , Nov-Dec 1992, pp. 11-12. (English abstract is provided.)
	C12	Fukumura, et al., "Development of a Magnetically Operated Artificial Urethral Sphincter," <u>ASAIO Journal</u> , 1993, pp. M283-M287.
	C13	Bondemark, et al., "Orthodontic Rare Earth Magnets— <i>In Vitro</i> Assessment of Cytotoxicity," <u>British Journal of Orthodontia</u> , Vol. 21, No. 4, November 1994, pp. 335-341.
	C14	Cope, "Evaluation of Compression of Cholecystogastric and Cholecystojejunal Anastomoses in Swine after Peroral and Surgical Introduction of Magnets," <u>Journal of Vascular and Interventional Radiology</u> , Vol. 6, No. 4, July-August 1995, pp. 546-552.
	C15	Cope, "Creation of Compression Gastroenterostomy by Means of the Oral, Percutaneous, or Surgical Introduction of Magnets: Feasibility Study in Swine," <u>Journal of Vascular and Interventional Radiology</u> , Vol. 6, No. 4, July-August 1995, pp. 539-545.
	C16	Bondemark, et al., "Long-term effects of orthodontic magnets on human buccal mucosa—a clinical, histological and immunohistochemical study," <u>Eur J Orthod</u> , 20(3): June 1998, pp. 211-218.
	C17	Cope, "Stent Placement of Gastroenteric Anastomoses Formed by Magnetic Compression," <u>Journal of Visceral Intervention</u> , Vol. 10, No. 10, Nov-Dec 1999, pp. 1379-1386.

EXAMINER	DATE CONSIDERED
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EXAMINER: Initial if reference considered, whether or not citation is in conformance with MPEP 609; Draw line through citation if not in conformance and not considered. Include copy of this form with next communication to applicant